

PCT #5

DT05 Re PCT/PTO 07 OCT 2002

TRANSMITTAL LETTER			Case No. 5404/16
Serial No. 10/031,210	Filing Date January 11, 2002	Examiner Not Assigned	Group Art Unit Not Assigned
Inventor(s) Kazuaki Matsumoto et al.			
Title of Invention FLAME-RETARDANT AND FLAME-RETARDANT RESIN COMPOSITION			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Petition to Correct Inventors' Names Under 37 C.F.R. Section 1.182; Statement of Yoshitaka Ono in Support of Petition to Correct Inventors' Names; Statement of Tatsushi Yoshida in Support of Petition to Correct Inventors' Names; and Return Postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a _____ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity		or	Other Than Small Entity	
Rate	Add'l Fee		Rate	Add'l Fee
x \$9 =			x \$18 =	
x 42 =			x \$84 =	
+ \$140 =			+ \$280 =	
Total add'l fee	\$		Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ _____. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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Attorney for Applicant

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on Oct. 2, 2002

Date: 10-2-02Signature: *Richard G. Lione*

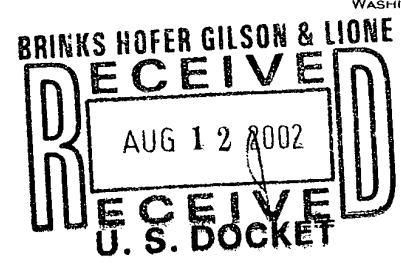
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UNITED STATES PATENT AND TRADEMARK OFFICE
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In re Application of
MATSUMOTO, Kazuaki, et al.
Application No.: 10/031,210
PCT No.: PCT/JP01/03939
Int. Filing Date: 11 May 2001
Priority Date: 11 May 2000
Attorney's Docket No.: 5404/16
For: FLAME RETARDANT AND FLAME
RETARDANT RESIN COMPOSITION :

NOTIFICATION

This application is before the Office for matters arising under 35 U.S.C. §371.

BACKGROUND

On 11 May 2001, applicants filed international application PCT/JP01/03939, which claimed a priority date of 11 May 2000. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 15 November 2001. The deadline for entry into the national stage in the United States was midnight 11 January 2002.

On 11 January 2002, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee.

On 03 June 2002, applicants filed a declaration executed by Kazuaki Matsumoto, Yoshitaka Ono and Tatsushi Yoshida.

DISCUSSION

Under 37 CFR 1.41(a)(4), the inventors who submitted an application under §1.494 or §1.495 are the inventors in the international application designating the United States. The inventors in the international application include the inventors named upon filing of the international application or resulting from any changes made under Rule 92*bis* in the international stage. The record does not reflect any such requests under Rule 92*bis* during the international stage.

The inventors in the international application are Kazuaki Matsumoto, Yoshitaka Ono and Ryuji Yoshida. The inventors on the declaration are Kazuaki Matsumoto, Yoshitaka Ono and Tatsushi Yoshida. Thus, the declaration fails to comply with 37 CFR 1.497(a)(3).

Applicants are required to submit an oath or declaration in compliance with 37 CFR 1.497(a)-(b). Attention is directed to MPEP §605.04(c) and the requirement for a petition under 37 CFR 1.182 contained therein, if there has been a change of name.


CONCLUSION

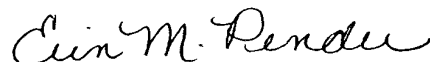
For the above reasons, applicants' declaration does not comply with 37 CFR 1.497(a)-(b).

A proper response as indicated above must be filed within TWO (2) MONTHS from the mail date of this decision. Failure to timely file the proper response will result in abandonment of this application. Extensions of time are available under 37 CFR 1.136(a).

Please direct any further correspondence with respect to this matter to the Commissioner of Patents and Trademarks, Box PCT, Washington, D.C. 20231, and address the contents of the letter to the attention of the Office of PCT Legal Administration.



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